

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re Patent Application of

Atty Dkt. 1579-845  
C# M#

KAUFMAN et al

Group Art Unit: 1652

Serial No. 10/080,522

Examiner: Nashed, N.

Filed: February 25, 2002

Date: January 29, 2004

Title: GENE PRODUCT OVER EXPRESSED IN CANCER CELLS

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JAN 30 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 86.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months) \$ 420.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 420.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 210.00

☒ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

**TOTAL FEE TO BE DEBITED \$ 210.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson

Jan 29 2004 17:45

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF Confirmation No. 8638  
KAUFMAN et al Atty. Ref.: 1579-645  
Serial No.: 10/080,522 Group Art Unit: 1652  
Filed: February 25, 2002 Examiner: Nashed, N.  
For: GENE PRODUCT OVER EXPRESSED IN CANCER CELLS  
\* \* \* \* \*

January 29, 2004

RESPONSE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

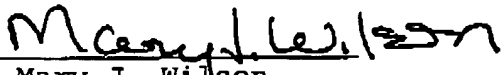
This is in response to the Examiner's requirement for restriction, set forth in the Office Action dated October 29, 2003, the period for response having been extended up to January 29, 2004, by submission of the required petition and fee herewith. Applicants elect, with traverse, the subject matter of Group III (claims 21-30) for prosecution in this application. Non-elected subject matter will be deleted in due course.

An early and favorable Action on the merits is awaited.

Respectfully submitted,

NIXON & VANDERHYE, P.C.

By

  
Mary J. Wilson  
Reg. No. 32,955

MJW:tat

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812747

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ATTORNEY AT LAW

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WRITER'S DIRECT DIAL NUMBER:  
**(703) 816-4011****FACSIMILE COVER SHEET**  
**PLEASE DELIVER IMMEDIATELY!!!!**Atty Dkt.: 1579-845Date: January 29, 2004To: Examiner Nashed, N. - Group: 1652Firm: USPTOFacsimile No.: (703) 872-9306From: Mary J. WilsonNumber of Pages (including cover sheet): 4(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN TRANSMISSION,  
PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).Tabitha A. Trice  
FACSIMILE OPERATOR**CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper and any noted attachments are being facsimile transmitted to the Patent  
and Trademark Office on January 29, 2004.Mary J. Wilson  
Mary J. Wilson**ATTACHMENT/S: OFFICIAL RESPONSE****MESSAGE:**

In re PATENT APPLICATION OF:

KAUFMAN et al

Serial No.: 10/080,522

Filed: February 25, 2002

For: GENE PRODUCT OVER EXPRESSED IN CANCER CELLS

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